

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MARYLAND**

STEPHANIE FARRELL, ET AL.

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Civil No. – JFM-13-3591

MACY'S RETAIL HOLDINGS, INC.

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**MEMORANDUM**

The Fourth Circuit has remanded my opinion dismissing plaintiffs' state-law claim for assault and battery. The Fourth Circuit ruled that I failed to recognize that I could exercise supplemental jurisdiction over the assault and battery claims.

I dismissed those claims because they did not meet the \$75,000 jurisdictional amount for diversity actions. If they choose to do so, the Farrels may institute an action in state court pursuing the assault and battery claims pursuant to Maryland Rule 3-101(b).

Date: May 26, 2016

/s/

J. Frederick Motz  
United States District Judge

2016 MAY 26 AM 11:37  
U.S. DISTRICT COURT  
CLERK'S OFFICE  
AT BALTIMORE  
FILED